IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 796 OF 2007

Bajaj Allianz General Insurance Co.Ltd... Petitioner

versus

Allan Ellis Nazareth & ors..... Respondent.

Shri R.S. Pandit for the petitioner.
Shri T.J. Mendan for Respondents.

CORAM; A.P. DESHPANDE, J.
DATED; 6TH JULY, 2007

P.C.;

1. An order for no fault liability passed under section 140 is challenged by filing the writ petition. The MACT has allowed the application after satisfying itself about the disability incurred by the respondent. Relevant documents such as copies of FIR, panchanama, original medical papers, disability certificate and insurance policy were placed on record. FIR shows involvement of the vehicle in the accident. Taking over all view of the matter and finding the claim under 140 being well substantiated, an order for payment of a sum of Rs.25,000/- has been passed. Perused the order, the same does not suffer from any illegality or impropriety, warranting an interference in exercise of writ jurisdiction. Hence petition is summarily dismissed.

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